

Serial No. 09/811,919
Docket No. BAT 0029 IA31089.82

REMARKS

Claims 1-26 are pending. Reexamination and reconsideration are requested in light of the accompanying remarks.

The declaration was stated to be defective because it was not executed. A signed declaration was mailed October 24, 2001 with a Response To Notice To File Missing Parts, and the Return Post Card was stamped by the Patent Office on January 11, 2002. A copy of the Response To Notice To File Missing Parts, the Return Post Card, and the Filing Receipt are enclosed. Applicants respectfully request that the objection to the declaration be withdrawn.

The rejection of claims 1-26 under the judicially created doctrine of obviousness type double patenting as being unpatentable over claims 1-23 of U.S. Patent No. 6,207,238 has been overcome. A terminal disclaimer accompanies this response.

CONCLUSION

Applicants respectfully submit that, in view of the above response and remarks, the application is now in condition for allowance. Applicants respectfully request that claims 1-26 be passed to allowance.

If the Examiner has any questions or comments regarding the present application, please contact the undersigned at the telephone number indicated below.

Respectfully submitted,

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